WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Safety and Professional Services website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

• The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Safety and Professional Services from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.

• Reports of Decisions contains information as it exists at a specific point in time in the Department of Safety and Professional Services data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.

• There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name* as it appears on the order.

• Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Safety and Professional Services is shown on the Department's Web Site under "License Lookup."

The status of an appeal may be found on court access websites at: http://ccap.courts.state.wi.us/InternetCourtAccess and http://www.courts.state.wi.us/wscca

•Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DSPS website: An individual who believes that information on the website is inaccurate may contact <u>DSPS@wisconsin.gov</u>

STATE OF WISCONSIN BEFORE THE SOCIAL WORKER SECTION OF THE WISCONSIN MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING, AND SOCIAL WORK EXAMINING BOARD

IN THE MATTER OF APPLICATION FOR REINSTATEMENT OF A LICENSED : CLINICAL SOCIAL WORKER CREDENTIAL : DENNIS J. VANDERMAUSE, APPLICANT. :

ORDER GRANTING LIMITED LICENSE

ORDER 0008787

The parties to this action for the purpose of Wis. Stat. § 227.53 are:

Dennis J. Vandermause Saint Louis, MO 63121

Social Worker Section 4822 Madison Yards Way P.O. Box 8935 Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the resolution of this application for reinstatement (#IA-7938). The Social Worker Section of the Wisconsin Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board (Section) adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. On or about May 12, 1995, Dennis J. Vandermause (Applicant) was issued Licensed Clinical Social Worker credential #3580-123.

2. Applicant has also been licensed to practice social work in Idaho, Washington, and Montana.

3. Between 2005-07, Applicant was working in Wisconsin under Licensed Clinical Social Worker credential #3580-123 when he engaged in Medicaid fraud while managing a home and community services program.

4. On February 28, 2011, Applicant allowed Wisconsin Licensed Clinical Social Worker credential #3580-123 to expire while under investigation for Medicaid fraud.

5. On December 8, 2011, a federal grand jury indicted Applicant on sixteen counts of health care fraud, alleging he billed Medicaid for services that had not been provided.

6. On January 13, 2013, Applicant pled guilty to *False Statements in a Federal Health Care Program*, a felony, and was sentenced to five years of probation and ordered to pay a \$10,000 fine and restitution of \$114,713.89 (Conviction).

7. On November 19, 2013, the State of Washington Department of Health suspended Applicant's Washington social worker credential for at least five years based on the Conviction.

8. On January 28, 2014, the Idaho State Board of Social Work Examiners revoked Applicant's Idaho clinical social worker credential based on the Conviction.

9. Applicant's Washington and Idaho credentials have not been reinstated or otherwise re-activated since they were suspended and revoked, respectively. Applicant's Montana social worker credential expired prior to the Conviction and has not been renewed.

10. On April 30, 2014, the Section issued a stipulated Final Decision and Order #0003197 accepting the voluntary surrender of Applicant's Wisconsin Licensed Clinical Social Worker credential #3580-123 (Surrender FDO).

11. The Surrender FDO was based on the Conviction and contains Findings of Fact, Conclusions of Law, and an Order with, *inter alia*, the following terms:

This SURRENDER constitutes Respondent's relinquishment of his license to practice social work in the state of Wisconsin. The Board will not process or otherwise consider an application by Respondent for a license to practice social work in the state of Wisconsin unless and until Respondent first provides proof satisfactory to the Board or its designee that Respondent has satisfactorily completed the probationary period referenced in paragraph four (4) in the Findings of Fact, above [the five-year term of probation].

In the event the Board, in its discretion, elects to grant Respondent a credential at some time in the future, <u>the Board may impose any limitation the Board deems</u> necessary to insure protection of the public, rehabilitation of Respondent and/or general deterrence.

(emphasis added)

12. On or about August 6, 2022, Applicant filed an application for reinstatement of a Wisconsin Licensed Clinical Social Worker credential pursuant to Wis. Admin. Code § MPSW 1.08(4).

13. On November 18, 2022, the Board approved proof of continuing education Applicant provided in satisfaction of Wis. Admin. Code § MPSW 1.08(4)(a).

14. Applicant has provided proof that he completed the sentencing terms of the Conviction and was discharged from probation on or about June 18, 2015. He is therefore eligible

to seek re-registration pursuant to the Surrender FDO and has satisfied Wis. Admin. Code § MPSW 1.08(4)(b).

15. Applicant also provided a statement which includes the following:

I start by saying: "I am guilty as charged." As I said to Judge Barbara Crabb at sentencing: "I made incredibly poor choices in managing the expansion of the intensive in-home program. My management choices hurt many people including the clients we served, the social workers providing services, my own family, and the reputation of this Medicaid program.

. . .

I am eager to pursue my vocation. I am currently completing my fourth year in an advanced Jungian Studies program through the Heartland Association of Jungian Analysts. I have been a board member for the C.G. Jung Society of Saint Louis since 2018. From 2013 until 2015 I served as a volunteer at a Catholic Charities homeless shelter in Spokane, Washington. In 2015-2016 I taught Blueprint math principles to students at Farragut Elementary School, an inner-city school in Saint Louis. I also volunteered evening and weekends tutoring math and reading.

16. The Board has reviewed this and other evidence of rehabilitation and determined it satisfies Wis. Admin. Code § MPSW 1.08(4)(c) and warrants reinstatement of a Licensed Clinical Social Worker credential, subject to the terms and conditions of the Order below.

17. In resolution of this matter, Applicant consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Section has jurisdiction to act in this matter pursuant to Wis. Stat. § 457.20, and is authorized to enter the attached Stipulation pursuant to Wis. Stat. §§ 15.08(5)(c) and 227.44(5).

2. Pursuant to Wis. Admin. Code § MPSW 1.08(4), Applicant is eligible for reinstatement of a Licensed Clinical Social Worker credential.

3. Pursuant to Wis. Stat. § 457.26(2)(f), the Section may deny or limit a credential if the applicant engaged in unprofessional or unethical conduct in violation of the code of ethics established in the rules promulgated under § 457.03(2).

4. Pursuant to Wis. Stat. § 457.26(2)(h), the Section may deny or limit a credential if the applicant violated Wis. Stat. ch. 457 or any rule promulgated under this chapter.

5. Pursuant to Wis. Admin. Code § MPSW 20.02(23), it is unprofessional conduct to have a social worker credential be revoked or suspended by any other jurisdiction.

6. Pursuant to the Surrender FDO, the Section may impose any limitation it deems necessary to insure protection of the public, rehabilitation of Applicant, and/or general deterrence.

7. As a result of the above conduct, Applicant is subject to limitations on his credential pursuant to Wis. Stat. § 457.26(2)(b), (f) and (h), Wis. Admin. Code § MPSW 20.02(23), and the Surrender FDO.

ORDER

1. The attached Stipulation is accepted.

2. Limitations upon Applicant's Licensed Clinical Social Worker credential are necessary based on the Findings of Fact and Conclusions of Law above.

3. Applicant's ability to practice as a Licensed Clinical Social Worker in the state of Wisconsin is LIMITED as follows:

- A. For a period of at least two years from the date of this Order, Applicant shall comply with the following practice limitations:
 - i. Applicant shall not engage in solo practice and shall provide his social work employer with a copy of this Order before engaging in any social work employment. Applicant shall provide the Department Monitor with written acknowledgment from each social work employer that a copy of this Order has been received. Such acknowledgment shall be provided to the Department Monitor within 14 days of beginning new employment and/or within 14 days of the date of this Order for employment current as of the date of this Order.
 - ii. Applicant shall arrange for written reports from his social work employer(s) to be provided to the Department Monitor on a quarterly basis, beginning 90 days from the date of this Order. These reports shall describe the circumstances of Applicant's employment, assess his work performance with specific emphasis on billing practices, and verify that he is in compliance with the laws governing the practice of social work and the terms of this Order.
 - iii. Applicant shall not work in any position in which he supervises, reviews and/or approves the billing of other employees.
 - iv. Applicant shall report to the Section any change of employment status, residence, address or telephone number within five days of the date of change.

v. Applicant shall commit no new violations of law and shall report all law enforcement contacts leading to arrest, charge or conviction, including DWI/OWI and municipal/ordinance violations, to the Department Monitor within 48 hours of any such event, including any convictions resulting from pending charges.

4. Applicant may petition the Section on an annual basis for modification of the terms of this Order, however no such petition for modification shall occur earlier than one year from the date of this Order. Denial of a petition in whole or in part shall not be considered a denial of a credential within the meaning of Wis. Stat. § 227.01(3)(a), and Applicant shall not have a right to any further hearings or proceedings on the denial.

5. After two consecutive years of successful compliance, including at least 600 hours of approved social work practice each year, the Applicant may petition the Section for return of full licensure. The Section may grant or deny any petition, in its discretion, or may modify this Order as it sees fit.

6. Any requests, petitions, reports and other information required by this Order shall be mailed, e-mailed or delivered to:

Department Monitor Division of Legal Services and Compliance Department of Safety and Professional Services P.O. Box 7190, Madison, WI 53707-7190 Telephone (608) 267-3817 DSPSMonitoring@wisconsin.gov

You may also submit this information online via DSPS Monitoring Case management System, here: https://dspsmonitoring.wi.gov

7. In the event Applicant violates any term of this Order, Applicant's credential, or Applicant's right to renew the credential, may, in the discretion of the Section or its designee, be SUSPENDED, without further notice or hearing. The Section or its designee may terminate the suspension if provided with sufficient information that Applicant is in compliance with the Order and that it is appropriate for the suspension to be terminated. Whether to terminate the suspension shall be wholly in the discretion of the Section or its designee. The Section may, in addition and/or in the alternative refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

8. Applicant shall be responsible for all costs and expenses associated with compliance with the terms of this Order.

9. This Order is effective on the date of its signing.

SOCIAL WORKER SECTION OF THE WISCONSIN MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING, AND SOCIAL WORK EXAMINING BOARD

Them yang /JK お. By:

09/12/2023

Date

A Member of the Section

STATE OF WISCONSIN BEFORE THE SOCIAL WORKER SECTION OF THE WISCONSIN MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING, AND SOCIAL WORK EXAMINING BOARD

DENNIS J. VANDERMAUSE, APPLICANT.	: : :	ORDER 0008787	
CLINICAL SOCIAL WORKER CREDENTIAL	:	STIPULATION	
IN THE MATTER OF APPLICATION FOR REINSTATEMENT OF A LICENSED	:		

It is stipulated between Dennis J. Vandermause (Applicant) and the Social Worker Section of the Wisconsin Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board (Section) as follows:

1. Applicant filed an application (#IA-7938) for reinstatement of a Licensed Clinical Social Worker credential.

2. Information received by the Section reflects a basis for denial of licensure.

3. Based upon the information of record, the Section agrees to issue, and Applicant agrees to accept, an Order reinstating a Licensed Clinical Social Worker credential, subject to the terms and conditions set forth in the attached Order adopting the Stipulation.

4. Applicant understands that by signing this Stipulation, Applicant voluntarily and knowingly waives the following rights:

- the right to request a hearing related to the denial of the application;
- the right to confront and cross-examine the witnesses against Applicant;
- the right to call witnesses on Applicant's behalf and to compel their attendance by subpoena;
- the right to testify on Applicant's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Applicant under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

5. Applicant is aware of Applicant's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.

6. Applicant agrees to the adoption of the attached Order Granting Limited License by the Section. The parties to the Stipulation consent to the entry of the attached Order Granting Limited License without further notice, appearance, or consent of the parties.

7. Applicant waives all rights to any appeal of the Section's Order, as adopted in the form as attached.

8. Applicant is informed that the Order Granting Limited License is a public record and will be published in accordance with standard procedure.

Vanclesman

Dennis J. Vandermause Saint Louis, MO 63121 Application # IA-7938

Sherry S. Yang / JK

A Member of the Social Worker Section Department of Safety and Professional Services P.O. Box 8935 Madison, WI 53708-8935

April 27, 2023 Date

09/12/2023

Date